

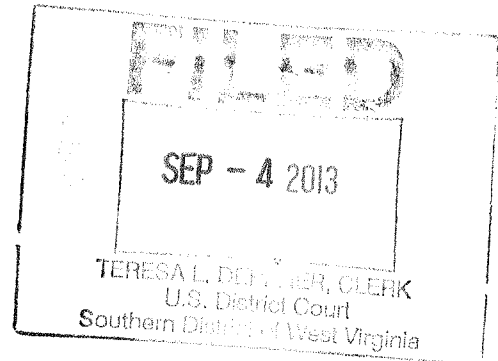
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JAMES F. HUMPHREYS & ASSOCIATES L.C.

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September 3, 2013

Cassandra D. Staples  
Deputy-in-Charge  
United States District Court  
Southern District of West Virginia  
110 North Heber Street  
Room 119  
Beckley, WV 25801



**Re: MACOMB COUNTY EMPLOYEES' RETIREMENT SYSTEM, Individually and on  
Behalf of All Others Similarly Situated,**

***Plaintiff,***

***v.***

***Civil Action No.: 5:10-0689***

**MASSEY ENERGY COMPANY, DON L.  
BLANKENSHIP, BAXTER F. PHILLIPS, JR.,  
ERIC B. TOLBERT, RICHARD M. GABRYS,  
LADY BARBARA THOMAS JUDGE, DAN R.  
MOORE, JAMES B. CRAWFORD, ROBERT H.  
FOGLESONG and STANLEY C. SUBOLESKI,**

***Defendants.***

Dear Ms. Staples:

Per your conversation today with my Paralegal, Michelle, please remove Samuel D. Elswick from the above case. He is no longer working for our firm.

Should you have any questions, please do not hesitate to contact me at (304) 347-5050.

Sincerely,

James A. McKowen

JAM/ms